

August 13, 2009

CONSOL Energy Inc.

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MARK T. STANLEY

Manager – Environmental Permitting

Jeffrey D. Lapp, Associate Director
Office of Environmental Programs
U.S. Environmental Protection Agency
Region III
1650 Arch Street
Philadelphia, PA 19103-2029

Dear Jeffery;

I am responding to your letter dated August 7, 2009 and received in this office August 11, 2009 requesting that we confirm/verify, in writing no later than August 17, 2009, the information received in your August 7, 2009 letter.

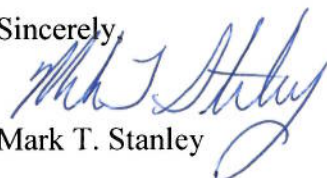
Noteworthy items that were corrected include but are not limited to:

- **CONSOL** is not affiliated with Brooks Run Mining – this data was deleted
- **CONSOL of Kentucky – Spring Branch #3 Deep Mine** – the SMCRA number listed on your spreadsheet was for a mine in KY...the correct WV SMCRA was inserted. In addition the correct Corps # was inserted.
- **Marrowbone Development – Taywood West & Marrowbone Trace** – This permit was submitted by Marrowbone Development and is now under new ownership by CONSOL of Kentucky. The mine plan is being re-evaluated by CONSOL of Kentucky and impacts should be greatly reduced based on a change in mining methods..

Please find the attached “hardcopy” spread sheet per your request. For your convenience I will also email and electronic copy of this information.

This response to the data verification request does not imply consent to the EPA’s MIRA process. We would welcome the opportunity to meet with the Corps of Engineers and you to discuss how these data will be used by EPA. Please note that as of today, we have not been advised by you regarding the data’s eventual use. Feel free to contact me if you have any questions or concerns.

Sincerely,



Mark T. Stanley

CONSOL

Corps #	Mining Companies Name	SMCRA Number	Surface Area Disturbance Acres	Permanent Perennial Impacts LF	Temporary Perennial Impacts LF	Permanent Intermittent Impacts LF	Temporary Intermittent Impacts LF	Permanent Ephemeral Impacts LF	Temporary Ephemeral Impacts LF	Wetland Impacts Acres	Stream Mitigation LF	Wetland Mitigation (acreage)	AOC	AOC Variance	Total Spoils (cubic yards)	Coal Extraction (Million Tons)
200501198	Marrowbone Development - Taywood W & Marrowbone	S-5008-02 S-5021-01	601	0	0	14,857	4,563	2,789	1,877	0.00	43,935	0.00	Yes	No	49,610,524	7.6
200800491	CONSOL of Kentucky - Buffalo Mt. Surface Mine	S-5018-07	2,313	12,252	7,330	23,354	1,530	7,508	40	0.02	68,389	0.00	Yes	Yes	338,145,299	16.8
200900428	CONSOL of Kentucky - Spring Branch No. 3 Deep Mine	U-503-08	57	0	0	2,278	1,072	276	0	0.00	1,072	0.00	N/A	N/A	1,367,282	2.8

Corps #	Mining Company Name	Number of Valley Fills	Valley Fill No.	Valley Fill Drainage Acres	Valley Fill Spoils Cubic Yards
200501198	Marrowbone Development - Taywood W and Marrowbone	12			
	Taywood West		1	45	526,871
	Taywood West		2	32	609,605
	Taywood West		3	27	755,647
	Taywood West		4	34	723,623
	Taywood West		5	47	1,093,045
	Taywood West		6	46	2,099,966
	Taywood West		7	46	1,036,224
	Marrowbone Trace		1	71	708,327
	Marrowbone Trace		2	149	710,100
	Marrowbone Trace		3	149	304,586
	Marrowbone Trace		4	113	1,157,654
	Marrowbone Trace		5	119	1,172,719
200900428	CONSOL of Kentucky - Spring Branch No. 3 Deep Mine	2			
			1	70.8	887,854
			2	40.8	297,755
200800491	CONSOL of Kentucky - Buffalo Mt. Surface Mine	13			
			1	329.9	30,964,783
			2	156.4	6,510,724
			3	89.6	4,384,785
			4	70.6	5,893,795
			5	151.6	15,144,567
			6	126.8	8,969,577
			7	358.7	6,330,897
			8	221.9	14,267,281
			9	146.7	8,210,069
			10A	326.3	6,959,176
			10B	Same Pond @ VF10A	10,578,402
			11	240.4	25,826,387
			12	102.4	4,525,631